

## BUSY DAY IN CONGRESS

**FOREST RESERVES WILL BE TAKEN FROM INTERIOR DEPARTMENT.**

**THE REED SMOOT CASE RESUMED**

Number of Bills Passed in Both Houses of Congress Yesterday and Others Were Discussed.

Evidence in Smoot Case Shows that Polygamy is Still Practised in Utah Among the Mormons—Philippine Bills Before the Senate.

WASHINGTON, Dec. 12.—The Senate had under consideration today the pure food and the Philippine Government bills. The debate on the former was confined to calling attention to the inadequacy of the protection accorded the people of the United States against impure food and drugs. The discussion of the Philippine bill related solely to the question of a guarantee by the Philippine Government of an income or interest on bonds of railroads in those islands.

### In the House.

The House transacted quite a large amount of miscellaneous business today, starting with the pension bills and considering the Hill financial bill late in the day. A number of bills of a local character were passed, and an adjournment was forced for the lack of a quorum when an attempt was made to pass a joint resolution granting the use of the Washington Monument lot for an American railway appliance exhibition. The bill transferring the forest reserves from the Department of the Interior to the Agricultural Department which has been pending in Congress for several years, was passed.

### The Smoot Case.

Washington, Dec. 12.—Three witnesses were heard today in the case of Senator Reed Smoot before the Senate Committee on Privileges and Elections. The committee resumed its investigation after the long recess. The first witness was Rev. J. M. Buckley, editor of the Christian Advocate, of New York, who told of a Mormon meeting he attended in Salt Lake last summer, in which Joseph Smith declared he would not give up his plural wives. George Reynolds, a high official of the church, testified in regard to the ceremonies that have taken place in the endowment house and concerning ecclesiastical divorces granted by the church and John Henry Hamlin told of the plural marriage of his sister Lillian Hamlin to Apostle Abraham Cannon, which ceremony he said he understood had been performed by President Smith since the manifesto of 1890. The most of the testimony related to the inside church policy, but did not connect Senator Smoot with any alleged violations of state or national statutes. The committee adjourned till tomorrow.

### THUNDER STORM IN DECEMBER.

GRANTS PASS, Or., Dec. 12.—A peculiar feature of the heavy rainstorm that visited this section yesterday was the bright flashes of lightning and the heavy peals of thunder that accompanied it during the afternoon. In many respects it was a regular midsummer thunderstorm. Rain poured almost incessantly during the day, the atmosphere getting warmer and thus bringing on the thunder and lightning of the afternoon. Such an occurrence is unusual here at any time, but a thunderstorm in December is even yet more rare. Henry has served time in jail for chicken stealing and various other minor offenses in the past.

## HOLIDAY GOODS

Our Assortment is Now Complete. Remember that the most desirable goods go first, so don't wait till the last week before Christmas to buy your presents.

Dolls, Games, Picture Books, Toilet Cases, Work Boxes, Manicure Sets, Handkerchief Boxes, Glove Boxes, Jewel Cases, Photo Cases, Necktie Cases, Shaving Sets, Collar and Cuff Boxes, Cushion Tops, Handkerchiefs, Neckwear, Ribbons, Towels, Table Linens, Stamped Linens. Everything suitable for the holidays.

If you prefer Practical Presents give your friends a pair of Shoes, a Suit of Clothes, a comfortable Overcoat or one of those fine Waterproof Raincoats.

Give your boy a nobby little suit and make him happy. We have an excellent line of Dry Goods from which you can select a nice Waist Pattern or a Dress Pattern for your mother or sister. They may appreciate some thing practical more than any fancy present you can get for them.

Our Usual Extremely Low Prices Apply to Holiday Goods, as well as to all other lines.

Our profits are figured on the spot cash basis. That's why we undersell "Regular Stores."

# The New York Packet

SALEM'S CHEAPEST ONE PRICE CASH STORE

## PLEAS FILED IN LAND CASES

**CANNOT BE PLACED IN JEOPARDY TWICE FOR SAME OFFENSE.**

**THIS IS THEIR CONTENTION**

Judge Bellinger Will Hear the Arguments in These Pleas Before Hearing Evidence.

Prosecution Takes Ground That Every Indictment is for Separate Conspiracy—Say in Support the Trial Court Threw Out Evidence in Other Trial.

PORTLAND, Dec. 12.—Before the trial of the second land fraud cases which was to have commenced tomorrow the district court, Judge Bellinger, will rule on the pleas filed today by the attorneys for Mario Ware, Horace G. McKinley and S. A. D. Pater. They contend that if persons are charged with conspiracy to defraud, and separate indictments are returned for each act, the act does not constitute a separate crime but is presumed to be an act in the furtherance of the one of conspiracy and embracing all of the alleged acts of fraud and the conviction or acquittal upon one indictment amounts to the conviction or acquittal on all.

This is on the ground that a person cannot be twice placed in jeopardy for the same offense, and they claim that prosecution on the other conspiracy charges is barred. The effect of this latest move of the defendants to avail themselves of every technicality of the law, would be, in case they are sustained, to end all subsequent prosecution. The prosecution takes the position that every indictment is for a separate conspiracy, and in support of that contention it cites the fact that the first trial the court did not allow any evidence tending to show a conspiracy to defraud the government out of any lands other than those in township 11 south, range 7 east.

It was the intention of the defense to bring the matter before the court today but the non-appearance of Judge Bellinger prevented this and it will probably be settled tomorrow. Guy Huff, who has been endeavoring to secure bonds, has been unable to do so, and is still in jail. He was arraigned today and pleaded not guilty to the charge of conspiracy.

### SKELETON ON STAND.

NEW YORK, Dec. 12.—A headless human skeleton played an important part in the trial of Nan Patterson for the murder of Caesar Young today. The gruesome exhibit was made use of in the examination of Dr. Philip O'Hanlon, the coroner's physician, who performed the autopsy on Young's body. The skeleton was used to decide the course of the bullet after it entered Young's body. The prosecution contended that it had gone straight to the spine, which the state lawyers believed proved that Young did not kill himself. Justice Davis said from the bench that gross impropriety had been committed by a newspaper in which was published what purported to be the views of the wives of the jurors concerning the case. He cautioned the jurors not to discuss the testimony even in their own families.

### HEAVY SOWING IN WASCO.

Ten Per Cent More Fall Wheat Than Ever Before—Rains Beneficial.

THE DALLES, Or., Dec. 12.—Splendid rains have fallen during the past forty-eight hours throughout Wasco county and in consequence fall-sown grain is much benefited. The crops were not suffering materially from the drought, but the rains were beneficial and will insure a good stand, and the ground being thoroughly covered by the time cold weather begins, hence no damage from freezing weather is anticipated.

tielaptd. The acreage seeded to fall wheat in the county is perhaps 10 per cent greater than in any former year, and with favorable conditions next summer, the banner yield of 1,000,000 bushels in 1904 will be excelled next year.

The season so far has been exceptionally favorable as the weather has not been any cold wather and scarcely any frost. Tender vines and flowers are still green in The Dalles yards, there not having been enough frosts to kill them. Roses are still in bloom and yards have more the appearance of May than December.

### LIBERTY EXTENSION.

**Stakes Set on Preliminary Survey of the Rosedale-Liberty Electric Line.**

The preliminary survey of the extension of the electric line from this city to Liberty and Rosedale developed a good route and grade, only in one place showing anything heavy, there reaching a gradient of 15 per cent. Mr. Herrick was called to some other work and could not go ahead with the survey, but it is thought he will be able to get at it again in a few days. Mayor Waters says there seems no doubt at all that

the line will be constructed and the only thing that is keeping it back at present is the location of the terminal at Rosedale.

Of course, every one wants the terminal in his own front yard, but as there can well be but one terminal, Mayor Waters says he will soon be out there and fix it up, so as to decide where the terminus will be placed. He says there seems no reason to doubt that the proposition will be carried out by the citizens of Liberty and Rosedale, who are of the most enterprising. They all appreciate the advantages to be gained by the extension of this line and all are working for it.

## Attempted O. R. & N. Holdup

PORTLAND, Dec. 12.—Four masked and heavily armed men waiting to hold up the Spokane Flyer on the O. R. & N. Company's line at Montavilla switch, just east of the city limits tonight were met by a young man named Bert Yetter returning from a hunting trip. Yetter was carrying a Winchester rifle and when seen by the bandits he was commanded to throw up his hands. The young fellow refused to do so and the robbers opened fire on him which Yetter returned. Yetter was hit in the side and slightly wounded and from the fact that he heard one of the men cry out: "Oh, God; I'm shot, Joe." Yetter thinks one of his bullets took effect.

The night was pitch dark and Yetter was unable to see what became of the men who abandoned their attempt to

hold up the train. Yetter states that when hearing the Montavilla switch he suddenly saw the switch light change from red to green. He continued along the track and when near the light was horrified to see four men which in the dim light he could see were masked and heavily armed waiting for him and commanded him to throw up his hands. Instead of complying with their demands he swung his Winchester into position but before he could discharge the gun, he heard a sharp report and felt a stinging sensation in his side. He was slightly stunned by the force of the bullet when he was struck, but recovered himself just as one of the men turned and fired at him again. Yetter says he then fired in the direction of the flash, and heard the robber cry out in pain.

The robbers had started to run when they fired the last shot, but as Yetter was considerably weakened by the loss of blood, he was unable to pursue the men and they escaped. Yetter's story was told in a straightforward manner, and was clear in every detail.

The robbers evidently saw Yetter's rifle and mistook him for an armed railroad detective patrolling the track, which would account for their so quickly commencing to shoot after ordering Yetter to throw up his hands.

The railroads during the past few months have been the victims of an extensive system of thieving, and were unable to fix the guilt upon the gang perpetrating the outrages, this is thought to have emboldened the gang to operate upon a larger scale.

## OBJECT TO IT DAYS GROW DARK FOR HER

**ATTEMPT TO SECURE PERMISSION TO BUILD STABLE ON CORNER IN RESIDENCE SECTION.**

Residents and Property Holders of the Neighborhood Fight the Project With All Strength Possible—Say the Barn Would Destroy Desirability.

Application was made to the city council a couple of weeks ago for permission to build a roof over the lot on the southeast corner of Commercial and Center streets, known as the old "Wigwam" lot. It was not known nor stated at the time what the exact objects of the move were, but it has since developed that the owners of the building wanted to erect a feed stable there.

This has raised a veritable hornets' nest among the residents of the neighborhood, there being a number of nice and comfortable residences surrounding the lot. All have joined in the fight against the permit being issued, and it is now said they will fight the application to a finish.

A number of reasons are adduced why the lot should not be occupied as a stable, principally hygienic and "of factory," the neighbors saying, and apparently with much justice, that the presence of a stable there, such as it is proposed to establish, will make their homes uninhabitable for people of sensitive tastes.

The committee of the council having the matter in hand, it is said, will report unfavorably on the application, and this action will at least be popular in that section of the town.

## SCHOOL CASE

**APPEAL FROM LANE COUNTY ON IMPORTANT POINT BEFORE STATE SCHOOL BOARD.**

Young Lady Held Position as Teacher and Having Lost Her Diploma, It Was Decided That Her Contract Was Void, From Which She Appeals.

Miss Nan Shively was hired to teach the young idea how to shoot in the enterprising town of Cottage Grove, Lane county, and as she could not find her diploma she found herself out of a job and the directors held that her contract was void for the reason that she had no diploma.

She claimed to have been wrongfully discharged and appealed to the county superintendent and he sustained the board of directors. She then appealed to the State Board of Education and each party appeared by attorney, Miss Shively by Mr. Medley of Cottage Grove, and the county superintendent by Attorney Williams of Eugene. The case was taken under advisement by the board and will be decided as soon as they have time to look up some law covering the case. The two points in the case are that the young lady claims she was discharged without a hearing and that the board claimed she had no contract. If she had a contract she was entitled to a hearing. Thereby hangs the tale.

### UNDER ARREST ONCE MORE.

William Henry, an old offender, was arrested by Chief of Police D. W. Gibson yesterday for stealing two pairs of gum boots and a pair of pants from the rear end of Jack Kay's saloon on Sunday night. A second hand store had been sold at a second hand store were recovered and the owner, Jack Kay, swore out a warrant charging Henry with the crime of larceny. The prisoner will be arraigned in City Recorder Judah's court this afternoon.

### FISHERIES SALE CONFIRMED.

SEATTLE, Dec. 12.—In the sale of the Pacific American Fisheries Co., properties by the master of the Chancery Court was today confirmed by the Hanford of the Federal court. The interest of W. A. Peters was purchased at the sale and assigned to E. B. Deming.

## NECK BROKEN

**A THIRTEEN-YEAR-OLD BOY IS THROWN FROM HORSE—SUFFERS FRACTURE OF NECK**

Is Found Lying in Road Hour and a Half After Leaving Home—He Had Started to Visit Sister, Some Distance Away From Home.

JEFFERSON, Or., Dec. 12.—(Special to the Statesman.)—This morning at about 8 o'clock Asahel Fuller, the thirteen-year-old son of Andrew Fuller, living three miles from Jefferson, near Green's bridge, started on horseback to visit his sister, living some distance from his home, and on the way it is supposed that the horse stumbled and fell and threw the boy. An hour and a half after the boy left home his body was found in the road with the neck broken. The parents are heart-broken.

CLEVELAND, Dec. 12.—Trouble for Mrs. Cassie L. Chadwick increased at a rapid rate today. She was twice indicted by the grand jury of Cuyahoga county for forgery and uttering forged paper, and her old time friend, Iri Reynolds, took the stand in court today and made evident his intention to shield and protect her no longer.

The aged secretary of the Wade Park bank presented a pathetic figure as he answered question after question which brought out his implicit faith in the woman. He gave evidence that he still believes his trust in the woman was justified. Only one query he attempted to evade and this was when he was asked how much of his personal estate passed into the possession of Mrs. Chadwick. At this his eyes filled and he requested to be excused from answering. The question was not pushed.

During the examination of Iri Reynolds before Referee Remington in the bankruptcy court today he failed to disclose any asset that might be secured by Receiver Lowrey who was appointed by the Federal Court, but brought the following from Reynolds, in reply to questions:

"She told me she was an illegitimate daughter of Andrew Carnegie."

Later, Reynolds, in giving details of his transactions with Mrs. Chadwick, said:

"In all the transactions with Mrs. Chadwick I believed from what she told me that Andrew Carnegie was backing her and all her indebtedness would be paid by him."

### Carnegie Can't Go.

New York, Dec. 12.—Mrs. Cassie L. Chadwick was overwhelmed by the developments of her case in Cleveland today, and the statement was made by one very close to her that she will probably get up the fight here and return to Cleveland tomorrow in the custody of the United States officers.

Mrs. Chadwick is of the opinion that if she must face the charges she will be far better off in her home city than in New York. It is known that her counsel strongly advised against this course of procedure, but Mrs. Chadwick insists that she be given a free rein.

It was said at the residence of Andrew Carnegie tonight that he would be unable to go to Cleveland to testify in the Chadwick case owing to his illness. Carnegie is indisposed with an attack of lumbago and his physician is of the opinion that it would be inadvisable for him to take the trip.

### HER SECOND COMMITMENT.

Mrs. S. A. Davenport, of The Dalles, who was committed to the Asylum from that city, was brought to that institution on the 10:33 train last night by Sheriff S. C. Sexton of Wasco county, who was assisted by B. H. Eban. Mrs. Davenport is a native of Augusta, Maine, and is 60 years of age, this making her second commitment to the Asylum.

### MOHAIR SHOW JANUARY 19-20.

DALLAS, Or., Dec. 12.—The committee of arrangements for the Polk County Mohair Association appointed to arrange for the fair, has named January 19 and 20 as the time for holding the fair at Dallas. This is primarily a goat fair, but poultry and sheep will also be an interesting feature of the show. Entries are open to all Oregonians.

## EASTERN CONFLICT

**PORT ARTHUR GIVES EVIDENCE OF SHORTAGE OF MEN.**

**NO LATE NEWS IS REPORTED**

General Staff at St. Petersburg Has no Information Concerning the Reports

Advance Below Mukden in Much Doubt Therefore—No Fighting on Large Scale Is Reported From Anywhere—Situation Practically Unchanged.

LONDON, Dec. 12.—A dispatch from Tokio to the Daily Mail says: "An officer who has just returned from the army before Port Arthur says that the delay observed in the Russian preparations of gathering their dead during the armistices showed a scarcity of available men in the garrison."

### No Direct News.

St. Petersburg, Dec. 12.—The authorities have no late news from Port Arthur and like the public they are compelled to depend on the information furnished by the Japanese. There is an inclination to accept these reports with a good deal of allowance.

### Petersburg Has No Confirmation.

St. Petersburg, Dec. 12.—The general staff has no information confirmatory of the foreign report of the Japanese advance below Mukden. According to the official reports no fighting on a large scale is in progress or imminent. On the contrary, the situation is practically unchanged.

### TO PROMOTE LEGISLATION.

Seamen's Convention Will Send Delegation to Washington for That Purpose.

SAN FRANCISCO, Dec. 9.—Many important resolutions were adopted by the seamen's convention today. The convention voted to send a delegate to Washington immediately after its adjournment to promote the passage of the various legislative measures.

A resolution urging the passage of a bill prohibiting the towing at sea of more than one barge at a time was adopted, also a resolution urging the passage by Congress of a bill prohibiting towing of log rafts on the Pacific ocean. A resolution prohibiting the enactment of legislation prohibiting the use of fish traps or fish wheels and requiring the co-operation of the packers to that end was adopted.

## JOHN DOE IS FOUND

**GREAT CHARACTER THAT WAS HELD BACK BY ATTORNEYS**

**HE IS A COMMON GAMBLER**

Is Already Under Arrest for Forgery in Connection With the Land Fraud Conspiracy.

His Name Is Guy Huff and He Lives in Eugene—Was Delivered by Bondsmen and Is Now in Jail in Portland—Warrant Issued Several Months Ago.

PORTLAND, Dec. 10.—The mysterious "John Doe" against whom a warrant was issued several months ago in the land frauds conspiracy case, is a bartender and gambler of Eugene, Oregon, named Guy Huff. This fact developed today when the warrant for the arrest of Huff was issued charging him with complicity and conspiracy in the land frauds case. Huff is already under arrest for forgery in connection with perfecting the alleged conspiracy and was at liberty on bail. When the warrant was issued today, it was decided that the sureties named in the bond were not sufficient, and a better guarantee was demanded. The prisoner was unable to give this and was placed in jail.

### BEARS IN PORTLAND.

Would Lead Hop Growers to Believe There is no Market.

"I have no orders; Eastern demand suddenly stopped. If I had orders, I believe I could today buy 1000 hales at from 26 to 27 cents a pound. I have an order in for a lot of good primes at 26 cents, but that is all."

The above is taken from last evening's Portland Telegram, being quoted from an interview with J. J. Metzler, a Portland hop buyer.

In Salem, Massey & Ruckins refused 30 cents offered them by Krebs Bros. L. Aral also refused 30 cents; W. H. Egan, 30 cents; these offers all being made by the same firm. Oliver Beers, of Brooks, sold sixty-two hales at 29 1/2 cents a pound to Catlin & Linn, the quality being medium to prime. T. A. Livesley & Co. have an offer of 29 cents for prime quality but are unable to secure the hops. It looks very much as if there were very bearish bears in Portland.

# GREAT HOLIDAY SALE

AT THE

# Woolen Mill Store

Mention is made only of a few things that we have for sale:

- Men's and Ladies' Suit Cases
- Men's Fine Linen and Silk Handkerchiefs
- New Fine Kid Gloves, at all prices
- Men's, Boys' and Ladies' Neckwear, including Mufflers
- Men's Umbrellas Smoking Jackets
- Club Bags and Grips
- Fancy Neckwear, one each in fancy boxes
- Fancy Suspenders Fancy Vests

A SPECIAL HOLIDAY SALE ON ALL OUR LINES, INCLUDING CLOTHING



Salem Woolen Mill Store  
G. P. BISHOP PROPRIETOR